

1 ROBERT S. MUELLER, III (CSBN 59775)
2 United States Attorney
3 Attorneys for Plaintiff
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10
11 SAN FRANCISCO DIVISION

MJJ

12 UNITED STATES OF AMERICA,

CR No 01 - 0196

13 Plaintiff,

) VIOLATION: Title 18, United States Code,
) Section 401(3) -- Criminal Contempt
)

14 v.
15

) (SAN FRANCISCO VENUE)
)

16 MICHAEL KUIMELIS,

17 Defendant.
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19 INFORMATION

20 The United States Attorney charges:

21 COUNT ONE: (18 U.S.C. § 401(3) - Criminal Contempt)

22 At all times relevant to this Information:

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24 1. Defendant MICHAEL KUIMELIS was an insurance broker licensed to practice in
25 California. Defendant MICHAEL KUIMELIS owned and operated MBK Insurance Services,
26 Inc. ("MBK") located at 3510 Unocal Place, Suite 100, Santa Rosa, California.

27 2. Eugene Burger owned Eugene Burger Management Company ("EBMC"), a
28

INFORMATION
(KUIMELIS)

1 property management company headquartered in Greenbrae, California. EBMC was a client of
2 MBK.

3 3. Kathleen Marie Lucey, a/k/a Katie O'Leary, was employed at MBK as the office
4 manager. Katie O'Leary also serviced MBK's commercial accounts, including EBMC.

5 4. Beginning no later than January 22, 2001 and continuing at least until February
6 27, 2001, Defendant MICHAEL KUIMELIS and Katie O'Leary were subpoenaed by the United
7 States Attorney's Office for the Northern District of California, to testify in the trial of United
8 States v. Eugene Burger, CR-99-0439-SI (hereinafter "the Burger trial"), before the Honorable
9 Susan Illston. On February 27, 2001, the charges against Eugene Burger were dismissed on a
10 motion by the United States.
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12 5. On February 22, 2001, while the Burger trial was ongoing, the Honorable Susan
13 Illston ordered the Defendant MICHAEL KUIMELIS not to talk to Katie O'Leary.
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15 6. On or about February 22, 2001, in the Northern District of California, the
16 defendant
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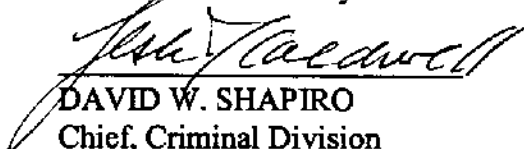
18 MICHAEL KUIMELIS


19 did willfully disobey the lawful order of the United States District Court for the Northern District
20 of California, in the Burger trial, in that he spoke with Katie O'Leary.
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22 All in violation of Title 18, United States Code, Section 401(3).

23 DATED: May 23, 2001

24 ROBERT S. MUELLER, III
United States Attorney

25 
26 DAVID W. SHAPIRO
Chief, Criminal Division

27 (Approved as to form: )
28 AUSA KANE

INFORMATION
(KUIMELIS)